

**NONDISCRIMINATION AND ACCESS TO  
EQUAL EDUCATIONAL OPPORTUNITY**

The School Board declares it to be the policy of this District to provide an equal opportunity for all students, regardless of race, color, creed, disability, religion, gender, ancestry, age, national origin, place of residence within the boundaries of the District, or social or economic background, or any other legally protected characteristics, to learn through the curriculum offered in this District. Additionally, this District will not discriminate in its employment policies and practices.

~~In order to achieve the aforesaid goal, the Board directs the Superintendent to:~~ The School Board provides the following:

A. **Curriculum Content**

~~review~~ Current and proposed courses of study and textbooks are reviewed to detect any bias based upon race, color, gender, disability, religion, national origin, ancestry, or culture; ascertaining whether or not supplemental materials, singly or taken as a whole, fairly depict the contribution of both genders, various races, ethnic groups, disability groups etc., toward the development of human society; .

B. **Staff Training**

~~develop a~~ An ongoing program of in-service training for school personnel designed to identify and resolve ~~solve~~ problems of ~~color~~/racial, gender, religious, national, cultural, disability or other bias in all aspects of the program; .

C. **Student Access**

~~review~~ Current and proposed programs, activities, facilities, and practices are reviewed to ensure that all students have equal access thereto and are not segregated, denied the benefits of, be excluded from participation in, or otherwise be subjected to discrimination on the basis of race, color, creed, gender, disability, or national origin in any duty, work, play, classroom, program or school practice. Exceptions may be permitted under State regulations.

In accordance with Florida statute, the Board may establish and maintain a single-gender nonvocational class, extra-curricular activity, or school for elementary, middle, or high school students.

D. **District Support**

~~ensure that~~ Like aspects of the District's programs receive like support as to staff size and compensation; ; purchase and maintenance of facilities and equipment; ; access to such facilities and equipment; ; and related matters; .

E. **Student Evaluation**

~~ensure that~~ Tests, procedures, or guidance and counseling materials, which are designed to evaluate student progress, rate aptitudes, analyze personality, or in any manner establish or tend to establish a category by which a student may be judged, are not differentiated or stereotyped on the basis of disability, race, color, creed, gender, or national origin.

The Superintendent shall appoint ~~a compliance officer~~ an Equity Coordinator whose responsibility it will be to ensure that Federal and State regulations are complied with and that any complaints are dealt with promptly in accordance with law. S/He shall also ensure that proper notice of nondiscrimination for Title II, Title VI, and VII of the Civil Rights Act of 1964; ; Title IX of the Education Amendment Act of 1972; ; Section 504 of the Rehabilitation Act of 1973; ; the Americans with Disabilities Act; ; the American with Disabilities Act Amendments Act of 2008 (ADAAA); ; and the Age Act is provided to students, their parents, staff members, and the general public.

~~The Superintendent District shall annually attempt to identify, evaluate and provide a free public education to students that are disabled, children with disabilities, ages 3-22, who reside in the District. but do not receive public education. Section 504 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act ADAAA prohibit discrimination against students with a disability. No discrimination against any student with a disability will knowingly be permitted in any of the programs or activities of the School District. The District will provide non-academic extracurricular services and activities in such a manner as is necessary to afford qualified students with disabilities an equal opportunity for participation in such services and activities.~~

~~In addition, s/he shall establish~~ The District has procedures to identify students who are English Language Learners (ELL), including immigrant child and youth, ; to assess their ability to participate in District programs, ; and develop and administer a program that meets the English language and academic needs of these students. This program shall include procedures for student identification, evaluation, placement, services, ~~evaluation,~~ and exit procedures and shall be designed to provide students with effective instruction that leads to academic achievement and timely acquisition of proficiency in English. As a part of this program, the District will evaluate the progress of students in achieving English language proficiency in the areas of listening, speaking, reading, and writing, on an annual basis. ~~The Superintendent shall prepare administrative procedures as needed to enable the proper implementation of this policy.~~

The Superintendent shall develop and update administrative procedures as necessary to implement this policy.

F.S. 1000.05, 1001.43

Fourteenth Amendment, U.S. Constitution

20 U.S.C. Section 1681, Title IX of Education Amendment Act

20 U.S.C. Section 1701 et seq., Equal Educational Opportunities Act of 1974

29 U.S.C. Section 794, Rehabilitation Act of 1973

42 U.S.C. Section 2000 et seq., Civil Rights Act of 1964

42 U.S.C. 12101 et seq., The Americans with Disabilities Act of 1990

42 U.S.C. 6101 et seq.

34 C.F.R. Part 110 (7/27/93)

Vocational Education Program Guidelines for Eliminating Discrimination and Denial of Services, Department of Education, Office of Civil Rights, March 1979

Title III of the No Child Left Behind Act of 2001

Americans with Disabilities Act Amendments Act of 2008 (ADAAA)

**THE SCHOOL BOARD OF  
BREVARD COUNTY (FLORIDA)**

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PROGRAM  
2260/page 4 of 4